

RCE \$
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PATENT
Attorney Docket No.: 040894-7171-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Shieo YAMAGUCHI et al.

Confirmation No.: 8882

Application No.: 10/522,573

Group Art Unit: 1753

Filed: January 28, 2005

Examiner: Fick, A.D.

For: THERMOELECTRIC TRANSPORTATION MATERIAL CONTAINING NITROGEN

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

**REQUEST FOR CONTINUED
EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted:
- i. ☐ Please enter and consider the Amendment and Response previously filed on _____.
- ii. ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- b. ☒ Enclosed:
- i. ☒ Amendment
- ii. ☐ Information Disclosure Statement and PTO-1449
- iii. ☐ Statement Accompanying Substitute Sequence Listing; Sequence Listing and diskette
- iv. ☐ Revocation of Prior Power of Attorney and Appointment of New Attorney by Assignee

07/18/2007 DEHMANU1 00000095 500310 10522573

01 FC:1801 790.00 DA
02 FC:1253 1020.00 DA

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)

b. ☐ Other _____.

3. Fees Calculation

a. RCE Fee required under 37 C.F.R. § 1.17(e)

☒ **\$790.00**

☐ \$395.00 (for small entity)

b. Additional Claims

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	10	minus	20	3	x \$50 each =	+ \$0
Independent Claims (37 C.F.R. §1.16(b))	2	minus	3		x \$200 each =	+ \$0
[] First presentation of Multiple dependent claim(s)					\$360.00	+ \$0
SUB-TOTAL =						\$
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$0

c. Extension of Time

- ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input checked="" type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$ 2,160.00	\$1,080.00

- ☒ The extension of time fee for this request: **\$1,020.00**.
- ☐ An extension for 1 month has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment

- ☒ The Director is hereby authorized to charge the Deposit Account No. 50-0310 in the total amount of **\$1,810.00** (\$790.00 filing fee and \$1,020.00 extension fee).

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

By:



Mark J. Sullivan

Reg. No. 54,478

Dated: July 17, 2007

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